

Sec.	<ul style="list-style-type: none"> (b) Final plan. (c) Explanation of differences. (d) Publication. (e) Grants for technical assistance. 	Sec.	<ul style="list-style-type: none"> (j) Liability for attorney's fees for certain actions. (k) Relationship to liability under other laws. (l) Limitation on statutory construction.
9618. 9619.	<p>High priority for drinking water supplies.</p> <p>Response action contractors.</p> <ul style="list-style-type: none"> (a) Liability of response action contractors. (b) Savings provisions. (c) Indemnification. (d) Exception. (e) Definitions. (f) Competition. (g) Surety bonds. 		<p>SUBCHAPTER II—HAZARDOUS SUBSTANCE RESPONSE REVENUE</p> <p>PART A—HAZARDOUS SUBSTANCE RESPONSE TRUST FUND</p>
9620.	<p>Federal facilities.</p> <ul style="list-style-type: none"> (a) Application of chapter to Federal Government. (b) Notice. (c) Federal Agency Hazardous Waste Compliance Docket. (d) Assessment and evaluation. (e) Required action by department. (f) State and local participation. (g) Transfer of authorities. (h) Property transferred by Federal agencies. (i) Obligations under Solid Waste Disposal Act. (j) National security. 		<p>9631 to 9633. Repealed.</p> <p>PART B—POST-CLOSURE LIABILITY TRUST FUND</p>
9621.	<p>Cleanup standards.</p> <ul style="list-style-type: none"> (a) Selection of remedial action. (b) General rules. (c) Review. (d) Degree of cleanup. (e) Permits and enforcement. (f) State involvement. 	9641.	<p>Repealed.</p> <p>SUBCHAPTER III—MISCELLANEOUS PROVISIONS</p>
9622.	<p>Settlements.</p> <ul style="list-style-type: none"> (a) Authority to enter into agreements. (b) Agreements with potentially responsible parties. (c) Effect of agreement. (d) Enforcement. (e) Special notice procedures. (f) Covenant not to sue. (g) De minimis settlements. (h) Cost recovery settlement authority. (i) Settlement procedures. (j) Natural resources. (k) Section not applicable to vessels. (l) Civil penalties. (m) Applicability of general principles of law. 	9651.	<p>Reports and studies.</p> <ul style="list-style-type: none"> (a) Implementation experiences; identification and disposal of waste. (b) Private insurance protection. (c) Regulations respecting assessment of damages to natural resources. (d) Issues, alternatives, and policy considerations involving selection of locations for waste treatment, storage, and disposal facilities. (e) Adequacy of existing common law and statutory remedies. (f) Modification of national contingency plan. (g) Insurability study. (h) Report and oversight requirements.
9623.	<p>Reimbursement to local governments.</p> <ul style="list-style-type: none"> (a) Application. (b) Reimbursement. (c) Amount. (d) Procedure. 	9652.	<p>Effective dates; savings provisions.</p>
9624.	<p>Methane recovery.</p> <ul style="list-style-type: none"> (a) In general. (b) Exceptions. 	9653.	<p>Repealed.</p>
9625.	<p>Section 6921(b)(3)(A)(i) waste.</p> <ul style="list-style-type: none"> (a) Revision of hazard ranking system. (b) Inclusion prohibited. 	9654.	<p>Applicability of Federal water pollution control funding, etc., provisions.</p>
9626.	<p>Indian tribes.</p> <ul style="list-style-type: none"> (a) Treatment generally. (b) Community relocation. (c) Study. (d) Limitation. 	9655.	<p>Legislative veto of rule or regulation.</p> <ul style="list-style-type: none"> (a) Transmission to Congress upon promulgation or repromulgation of rule or regulation; disapproval procedures. (b) Approval; effective dates. (c) Sessions of Congress as applicable. (d) Congressional inaction on, or rejection of, resolution of disapproval.
9627.	<p>Recycling transactions.</p> <ul style="list-style-type: none"> (a) Liability clarification. (b) Recyclable material defined. (c) Transactions involving scrap paper, plastic, glass, textiles, or rubber. (d) Transactions involving scrap metal. (e) Transactions involving batteries. (f) Exclusions. (g) Effect on other liability. (h) Regulations. (i) Effect on pending or concluded actions. 	9656.	<p>Transportation of hazardous substances; listing as hazardous material; liability for release.</p>
		9657.	<p>Separability; contribution.</p>
		9658.	<p>Actions under State law for damages from exposure to hazardous substances.</p> <ul style="list-style-type: none"> (a) State statutes of limitations for hazardous substance cases. (b) Definitions.
		9659.	<p>Citizens suits.</p> <ul style="list-style-type: none"> (a) Authority to bring civil actions. (b) Venue. (c) Relief. (d) Rules applicable to subsection (a)(1) actions. (e) Rules applicable to subsection (a)(2) actions. (f) Costs. (g) Intervention. (h) Other rights. (i) Definitions.
		9660.	<p>Research, development, and demonstration.</p> <ul style="list-style-type: none"> (a) Hazardous substance research and training. (b) Alternative or innovative treatment technology research and demonstration program. (c) Hazardous substance research. (d) University hazardous substance research centers. (e) Report to Congress. (f) Saving provision.

Sec.

- (g) Small business participation.
- 9660a. Grant program.
- 9661. Love Canal property acquisition.
 - (a) Acquisition of property in emergency declaration area.
 - (b) Procedures for acquisition.
 - (c) State ownership.
 - (d) Maintenance of property.
 - (e) Habitability and land use study.
 - (f) Funding.
 - (g) Response.
 - (h) Definitions.
- 9662. Limitation on contract and borrowing authority.

SUBCHAPTER IV—POLLUTION INSURANCE

- 9671. Definitions.
- 9672. State laws; scope of subchapter.
 - (a) State laws.
 - (b) Scope of subchapter.
- 9673. Risk retention groups.
 - (a) Exemption.
 - (b) Exceptions.
 - (c) Application of exemptions.
 - (d) Agents or brokers.
- 9674. Purchasing groups.
 - (a) Exemption.
 - (b) Application of exemptions.
 - (c) Agents or brokers.
- 9675. Applicability of securities laws.
 - (a) Ownership interests.
 - (b) Investment Company Act.
 - (c) Blue sky law.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 300h-6, 300h-7, 6972, 11004 of this title; title 10 sections 2701, 2703, 2810; title 16 sections 410yy-3, 426n, 460///, 460///-46, 545b; title 26 sections 9507, 9508; title 30 section 1240a; title 33 sections 1272, 1321, 2701; title 43 sections 869-2, 1474b-1.

SUBCHAPTER I—HAZARDOUS SUBSTANCES RELEASES, LIABILITY, COMPENSATION

SUBCHAPTER REFERRED TO IN OTHER SECTIONS

This subchapter is referred to in sections 9651, 9655, 9658, 9659 of this title; title 26 section 9507.

§ 9601. Definitions

For purpose of this subchapter—

(1) The term “act of God” means an unanticipated grave natural disaster or other natural phenomenon of an exceptional, inevitable, and irresistible character, the effects of which could not have been prevented or avoided by the exercise of due care or foresight.

(2) The term “Administrator” means the Administrator of the United States Environmental Protection Agency.

(3) The term “barrel” means forty-two United States gallons at sixty degrees Fahrenheit.

(4) The term “claim” means a demand in writing for a sum certain.

(5) The term “claimant” means any person who presents a claim for compensation under this chapter.

(6) The term “damages” means damages for injury or loss of natural resources as set forth in section 9607(a) or 9611(b) of this title.

(7) The term “drinking water supply” means any raw or finished water source that is or may be used by a public water system (as defined in the Safe Drinking Water Act [42 U.S.C. 300f et seq.]) or as drinking water by one or more individuals.

(8) The term “environment” means (A) the navigable waters, the waters of the contiguous zone, and the ocean waters of which the natural resources are under the exclusive management authority of the United States under the Magnuson-Stevens Fishery Conservation and Management Act [16 U.S.C. 1801 et seq.], and (B) any other surface water, ground water, drinking water supply, land surface or subsurface strata, or ambient air within the United States or under the jurisdiction of the United States.

(9) The term “facility” means (A) any building, structure, installation, equipment, pipe or pipeline (including any pipe into a sewer or publicly owned treatment works), well, pit, pond, lagoon, impoundment, ditch, landfill, storage container, motor vehicle, rolling stock, or aircraft, or (B) any site or area where a hazardous substance has been deposited, stored, disposed of, or placed, or otherwise come to be located; but does not include any consumer product in consumer use or any vessel.

(10) The term “federally permitted release” means (A) discharges in compliance with a permit under section 1342 of title 33, (B) discharges resulting from circumstances identified and reviewed and made part of the public record with respect to a permit issued or modified under section 1342 of title 33 and subject to a condition of such permit, (C) continuous or anticipated intermittent discharges from a point source, identified in a permit or permit application under section 1342 of title 33, which are caused by events occurring within the scope of relevant operating or treatment systems, (D) discharges in compliance with a legally enforceable permit under section 1344 of title 33, (E) releases in compliance with a legally enforceable final permit issued pursuant to section 3005(a) through (d) of the Solid Waste Disposal Act [42 U.S.C. 6925(a)-(d)] from a hazardous waste treatment, storage, or disposal facility when such permit specifically identifies the hazardous substances and makes such substances subject to a standard of practice, control procedure or bioassay limitation or condition, or other control on the hazardous substances in such releases, (F) any release in compliance with a legally enforceable permit issued under section 1412 of title 33 of¹ section 1413 of title 33, (G) any injection of fluids authorized under Federal underground injection control programs or State programs submitted for Federal approval (and not disapproved by the Administrator of the Environmental Protection Agency) pursuant to part C of the Safe Drinking Water Act [42 U.S.C. 300h et seq.], (H) any emission into the air subject to a permit or control regulation under section 111 [42 U.S.C. 7411], section 112 [42 U.S.C. 7412], title I part C [42 U.S.C. 7470 et seq.], title I part D [42 U.S.C. 7501 et seq.], or State implementation plans submitted in accordance with section 110 of the Clean Air Act [42 U.S.C. 7410] (and not disapproved by the Administrator of the Environmental Protection Agency), including any schedule or waiver granted, pro-

¹ So in original. Probably should be “or”.